



RCE/GP
1651 \$

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995

Application Number	09/827,302
Filing Date	April 5, 2001
First Named Inventor	KLINE
Group Art Unit	1651
Examiner Name	Meller
Attorney Docket Number	13395-0101 (44448-256971)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may file a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered)
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. Other
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other Petition for Three Month Extension of Time

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c), for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other _____

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. Checks in the amounts of \$860 and \$180 are enclosed for the following fees:
 - i. RCE fee under 37 C.F.R. § 1.17(e), REQUIRED when filing the RCE.
 - ii. Extension of time fee under 37 C.F.R. 1.136 and 1.17.
 - iii. Information Disclosure Statement under 37 C.F.R. § 1.17(p).
- b. The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 11-0855

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Type Name	Lisa C. Pavento	Reg. No. 44,669
Signature		Date December 2, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December _____, 2003.

Type Name	Lisa C. Pavento
Signature	

FEE TRANSMITTAL

Attorney Docket No. 13395-0101 (44448-256971)

This sheet accompanies a patent application for the following application:

Inventor(s): **ELLIS L. KLINE**Filing Date: **April 5, 2001**Title: **METHODS AND COMPOSITIONS FOR TREATING NEOPLASMS**

The filing fee is calculated as shown below:

1. FILING FEE:

FOR:	SMALL ENTITY		LARGE ENTITY	
	FEE	FEES PAID	FEE	FEES PAID
<input checked="" type="checkbox"/> UTILITY FILING FEE	\$385	\$385	\$770	
<input type="checkbox"/> DESIGN FILING FEE	\$170		\$340	
<input type="checkbox"/> PLANT FILING FEE	\$265		\$530	
<input type="checkbox"/> REISSUE FILING FEE	\$385		\$770	
<input type="checkbox"/> PROVISIONAL FILING FEE	\$80		\$160	
	SUBTOTAL (1)	\$385		\$

2. CLAIMS:

		SMALL ENTITY		LARGE ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	RATE
TOTAL CLAIMS	13 - 20 =	0	x 9 =	0	x 18 =
INDEP. CLAIMS	2 - 3 =	0	x 43 =	0	x 86 =
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			+145 =		+290 =
			SUBTOTAL (2)	\$0	\$

3. ADDITIONAL FEES:

		SMALL ENTITY		LARGE ENTITY	
FOR:		FEE	FEES PAID	FEE	FEES PAID
<input type="checkbox"/> LATE FILING, FEE OR OATH		\$65		\$130	
<input type="checkbox"/> NON-ENGLISH SPECIFICATION		\$130		\$130	
<input checked="" type="checkbox"/> OTHER – Three Month Extension of Time Information Disclosure Statement		\$475 \$180	\$475 \$180		
		SUBTOTAL (3)	\$655		\$

TOTAL FILING FEES: \$1,040A check is enclosed in the amount of: **\$860 and \$180** totaling **\$1,040** Charge any additional fees required under 37 C.F.R. 1.16 or 1.17 to Deposit Account 11-0855.

KILPATRICK STOCKTON LLP

1100 Peachtree Street

Suite 2800

Atlanta, Georgia 30309-4530

Telephone: 404-815-6500

By

Date: 12-2-03Lisa C. Pavento, Attorney for Applicant
Reg. No. 44,669



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:)
)
Ellis L. Kline)
)
Serial No. **09/827,302**) Art Unit: **1651**
)
Filed: **APRIL 5, 2001**) Examiner: **MELLER, M.**
)
For: **METHODS AND COMPOSITIONS**)
 FOR TREATING NEOPLASMS)
)

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Responsive to the Office Action mailed June 3, 2003, to which a reply is due December 3, 2003 with a three-month extension of time, and in conjunction with a request for continued examination filed herewith, Applicant respectfully requests reconsideration of the above-identified application in view of the following amendments and remarks.

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.

CERTIFICATION OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 2, 2003.

Lisa C. Pavento. – Reg. No. 44,669